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8
9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. *2013 - 581*

13 **VICKI JAN BLACKWELL,**
14 **A.K.A. VICKI J. WRIGHT,**
15 **A.K.A. VICKI JAN WRIGHT**
7581 Magnolia Trail
Cherry Valley, IL 61016

A C C U S A T I O N

16 **Registered Nurse License No. 452634**
17 **Public Health Nurse Certificate No. 48068**

18 Respondent.

19
20 Complainant alleges:

21 **PARTIES**

22 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
23 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
24 Consumer Affairs.

25 2. On or about April 30, 1990, the Board of Registered Nursing issued Registered Nurse
26 License Number 452634 to Vicki Jan Blackwell, a.k.a. Vicki J. Wright, a.k.a. Vicki Jan Wright
27 (Respondent). The Registered Nurse License was in full force and effect at all times relevant to
28 the charges brought herein and will expire on August 31, 2013, unless renewed.

3. On or about October 4, 1991, the Board of Registered Nursing issued Public Health Nurse Certificate Number 48068 to Respondent. The Public Health Nurse Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on August 31, 2013, unless renewed.

JURISDICTION

4. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

5. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

6. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811(b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.

STATUTORY PROVISIONS

7. Section 820 of the Code states:

Whenever it appears that any person holding a license, certificate or permit under this division or under any initiative act referred to in this division may be unable to practice his or her profession safely because the licentiate's ability to practice is impaired due to mental illness, or physical illness affecting competency, the licensing agency may order the licentiate to be examined by one or more physicians and surgeons or psychologists designated by the agency. The report of the examiners shall be made available to the licentiate and may be received as direct evidence in proceedings conducted pursuant to Section 822.

8. Section 822 of the Code states:

If a licensing agency determines that its licensee's ability to practice his or her profession safely is impaired because the licensee is mentally ill, or physically ill affecting competency, the licensing agency may take action by any of the following methods:

- (a) Revoking the licentiate's certificate or license.
- (b) Suspending the licentiate's right to practice.

1 (c) Placing the licentiate on probation.

2 (d) Taking such other action in relation to the licentiate as the licensing
3 agency in its discretion deems proper.

4 The licensing section shall not reinstate a revoked or suspended certificate or
5 license until it has received competent evidence of the absence or control of the
6 condition which caused its action and until it is satisfied that with due regard for the
7 public health and safety the person's right to practice his or her profession may be
8 safely reinstated.

9 9. Section 824 of the Code states, "[t]he licensing agency may proceed against a
10 licentiate under either Section 820, or 822, or under both sections."

11 COSTS

12 10. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
13 administrative law judge to direct a licentiate found to have committed a violation or violations of
14 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
15 enforcement of the case.

16 FACTS

17 11. A Board investigation has revealed the following: On November 2, 2009, Respondent
18 sent a letter to President Obama in which she described being sexually assaulted by someone in
19 her home on the campus of Argosy University in Schaumburg, Illinois. Respondent also
20 described two men that she had recently been dating as being evil Republicans. The police
21 investigated and reviewed forensic evidence and could not find any proof of a sexual assault or of
22 a break in to Respondent's home. Additionally, Respondent's friend who was with Respondent
23 when she reported the alleged rape, told police that he hoped she was not imagining things.

24 12. The Board received a letter from Respondent dated March 5, 2010, wherein she stated
25 that she has "a rare medical disease without a cause and or a cure that affects my entire body
26 physically." Respondent also stated that she was raped in California by a medical doctor right
27 after her husband died at UCLA hospital. The letter further stated that when she called the police
28 to report the rape, the doctor who had raped her, falsely admitted her to a hospital "for lies so that
he would not go to prison for the rest of his life." The tone of Respondent's letter was angry and
she made strange comments throughout the letter such as, "my attorney shall contact you about
this insanity," "this is crazy and I will call you about this crazy report," "no, I am not mentally ill,

1 are you,” “I am overly intelligent, not crazy, this is crazy,” “you owe me an apology for this
2 craziness,” “I expect you to defend me as a professional RN,” “anyone can lie about someone to
3 make themselves feel better, this is stupidity,” “this complaint is serious abuse and I expect you to
4 protect me from abuse of any kind,” “who lied about me?,” and “they are crazy!”

5 13. On or about May 3, 2012, a Petition and Order to Compel Mental and Physical
6 Examinations pursuant to Business and Professions Code section 820 was filed by the Board to
7 require Respondent to attend a mental and physical examination (May 3, 2012 Order).

8 14. Pursuant to the Board’s May 3, 2012 Order, Respondent presented to a psychiatrist
9 for a mental and physical examination on June 27, 2012. Based upon the evaluation by the
10 examiner, Respondent is not able to function as a registered nurse with all the attendant
11 responsibilities and safety precautions necessary for patient care and her ability to practice safely
12 is impaired due to mental illness.

13 CAUSE FOR DISCIPLINE

14 (Ability to Practice as a Registered Nurse is Impaired)

15 15. Respondent is subject to disciplinary action under Code section 822 in that she is
16 unable to practice safely as a registered nurse, because her ability to practice is impaired due to
17 mental illness affecting competency. The circumstances are more specifically set forth in
18 paragraphs 11 through 14, above, and incorporated herein by reference as though fully set forth
19 herein.

20 **PRAYER**

21 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
22 and that following the hearing, the Board of Registered Nursing issue a decision:

23 1. Revoking or suspending Registered Nurse License Number 452634, issued to Vicki
24 Jan Blackwell, a.k.a. Vicki J. Wright, a.k.a. Vicki Jan Wright;

25 2. Revoking or suspending Public Health Nurse Certificate Number 48068, issued to
26 Vicki Jan Blackwell, a.k.a. Vicki J. Wright, a.k.a. Vicki Jan Wright;

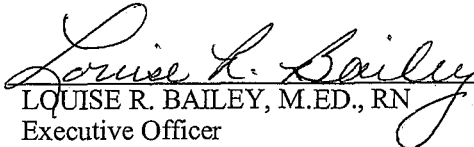
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1 3. Ordering Vicki Jan Blackwell, a.k.a. Vicki J. Wright, a.k.a. Vicki Jan Wright, to pay
2 the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this
3 case, pursuant to Business and Professions Code section 125.3; and

4 4. Taking such other and further action as deemed necessary and proper.

5
6 DATED: JANUARY 19, 2013


LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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